

MINUTES – FEBRUARY 6, 2001

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 6th day of February, 2001, the Commissioners' Court convened the regular Voting Session at 9:15 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Melissa Velasquez.

The Commissioners' Court recessed the Voting Session at 11:53 AM.

The Commissioners' Court reconvened the Voting Session at 1:39 PM.

The Commissioners' Court retired to Executive Session at 4:18 PM.

The Commissioners' Court reconvened the Voting Session at 5:50 PM.

The Commissioners' Court adjourned the Voting Session at 5:53 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, (NWTCRD #3), convened the NWTCRD #3 Voting Session at 5:53 PM and adjourned at 5:53 PM.

The Commissioners' Court record notes that Precinct One Commissioner Ron Davis was not present during this Voting Session.

PUBLIC HEARINGS

1. PUBLIC HEARING TO RECEIVE INPUT REGARDING THE ISSUANCE OF REVENUE BONDS BY FATE HIGHER EDUCATION FACILITIES CORPORATION FOR THE NYOS CHARTER SCHOOL, INC. LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS. (9:17 AM)

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to open the public hearing.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Members of the Court heard from: Teresa Elliott, Business Administrator, NYOS Charter School; Joe Eckert, Attorney representing NYOS Charter School, Fulbright and Jaworski; Clint Jones, Attorney representing NYOS Charter School, Fulbright and Jaworski; and Glen Opel, Travis County Bond Counsel.

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to close the public hearing.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Clerk’s Note: The action Item for Item 1 is Item 5. Please refer to Agenda Item 5 for the Court’s Motion and Vote.

RESOLUTIONS & PROCLAMATIONS

2. APPROVE PROCLAMATION RECOGNIZING THE MONTH OF FEBRUARY, 2001 AS “AFRICAN-AMERICAN HERITAGE MONTH”. (9:25 AM)

Members of the Court heard from: Cornell Jones, Austin Independent School District; and David Arel, Austin Independent School District.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 2.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

3. APPROVE PROCLAMATION DESIGNATING THE WEEK OF FEBRUARY 9 THROUGH 16, 2001 AS “INSURE - A - KID AWARENESS WEEK” IN TRAVIS COUNTY. (9:29 AM)

Members of the Court heard from: Beth Atherton, Insure – A – Kid; and Susan Kresch, Insure – A – Kid.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 3.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

CITIZENS COMMUNICATION

Members of the Court heard from: Tommy Blackwell, Travis County Sheriff’s Office (TCSO); Linda Moore Smith, Director, Human Resources Management Department (HRMD); and Travis County Precinct 2 Commissioner Karen Sonleitner. (9:33 AM)

CONSENT ITEMS

- 4. Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C4, and Items 7, 8, 9, 10, 17, 19.A & B, 22.A & B, 23.A – G, 24, 25.A & B, 26, 27, 28, 29, 32, 33, 35, and A1. (9:40 AM)

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.
- C3. APPROVE COMMISSIONERS COURT MINUTES FOR THE FOLLOWING MEETINGS:
 - A. VOTING SESSION OF JANUARY 16, 2001 AND RECONVENED JANUARY 17, 2001;
 - B. VOTING SESSION OF JANUARY 17, 2001; AND
 - C. VOTING SESSION OF JANUARY 23, 2001.
- C4. APPOINT DONNA WARNDOF TO THE TRAVIS COUNTY CHILDREN’S PROTECTIVE SERVICES BOARD TO EXPIRE JANUARY 2002. (FILLING UNEXPIRED THREE YEAR TERM OF JOSEPH BORGO.

- 5.** APPROVE CERTIFICATION REGARDING REPRESENTATIONS FOR ISSUANCE OF FATE HIGHER EDUCATION FACILITIES CORPORATION EDUCATION REVENUE BONDS FOR NYOS CHARTER SCHOOL, INC. PROJECT LOCATED IN AUSTIN, TRAVIS COUNTY TEXAS. (9:24 AM)

Members of the Court heard from: Teresa Elliott, Business Administrator, NYOS Charter School; John Hille, Assistant County Attorney; Glen Opel, Travis County Bond Counsel; and Joe Eckert, Attorney representing NYOS Charter School, Fulbright and Jaworski.

Motion by Judge Biscoe **and seconded by** Commissioner Baxter to approve Item 5, and that the Court authorizes the County Judge to sign an appropriate certificate as set forth in Item 5.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Clerk's Note: Item 5 is the action Item for Item 1.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

6. A. CONSIDER REMOVAL OF CERTAIN ROADWAYS FROM PARTICIPATION IN THE SUBSTANDARD ROAD PROGRAM BECAUSE OF FAILURE TO MEET APPLICABLE CRITERIA, AND TAKE APPROPRIATE ACTION.
(9:46 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); and Greg Chico, Right - of - Way Manager, TNR.

Motion by Judge Biscoe **and seconded by** Commissioner Baxter to follow Staff’s recommendation and remove these selected roadways from participation in the Substandard Road Program.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- B. RECEIVE BRIEFING REGARDING DRAINAGE EASEMENT ISSUES IN THE BLUFFS OF EANES SUBDIVISION AND PARTICIPATION IN THE SUBSTANDARD ROAD PROGRAM, AND TAKE APPROPRIATE ACTION.
(9:53 AM) (4:18 PM) (5:51 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Tom Nuckols, Assistant County Attorney.

Judge Biscoe announced that Item 6.B would be considered in Executive Session.

Motion by Commissioner Baxter **and seconded by** Commissioner Sonleitner that we direct TNR Staff to include The Bluff at Eanes Subdivision in the Substandard Road Program with the easements that have already been acquired.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 7. AMEND ADVANCED FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR STANDARD HIGHWAY PROJECTS TO DELETE FEDERAL FUNDING FOR LOHMANS CROSSING ROAD AND ANDERSON MILL ROAD. (9:40 AM)**

Item 7 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 8. APPROVE CONTRACT AMENDMENT NO. 1 BETWEEN THE TEXAS ALTERNATIVE FUELS COUNCIL ("AGENCY"), STATE ENERGY CONSERVATION OFFICE (SECO) OF COMPTROLLER OF PUBLIC ACCOUNTS AND TRAVIS COUNTY (TNR). (9:40 AM)**

Item 8 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 9. APPROVE SCOPE OF WORK REQUESTED BY THE CITY OF LAKEWAY TO CRACKSEAL SELECTED CITY OF LAKEWAY STREETS, IN ACCORDANCE WITH THE TERMS OF THE INTERLOCAL AGREEMENT. (9:40 AM)**

Item 9 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 10. APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ALONG EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 24B AND 25A AND TO ACCEPT THE DEDICATION OF A 5' X 25' ELECTRIC AND TELEPHONE EASEMENT ON LOT 24B, RESUBDIVISION OF LOTS 24A AND 25 OF THE RESUBDIVISION OF A PORTION OF BLOCK M NORTH ACRES SECTION 1, A SUBDIVISION IN PRECINCT TWO. (9:40 AM)**

Item 10 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 11. REVIEW CHARGE TO BOND CITIZEN ADVISORY COMMITTEE, AND TAKE APPROPRIATE ACTION. (10:03 AM)**

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR.

Discussion Only.

12. TAKE UP AT 11:00 A.M.

A. CONSIDER THE CITY OF AUSTIN REQUEST FOR TRAVIS COUNTY TO ABANDON KOLLMAYER DRIVE, AND TAKE APPROPRIATE ACTION.

(9:16 AM) (11:09 AM)

B. CONSIDER LAKE AUSTIN WEST, LP PETITION FOR TRAVIS COUNTY TO OPEN A NEIGHBORHOOD ROAD PURSUANT TO SECTION 251.053, TEXAS TRANSPORTATION CODE.

Clerk’s Note: Items 12.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Raul Calderon, City of Austin; Tom Nuckols, Assistant County Attorney; Matt Blankenship, Private Citizen; and Steve Sonn, Private Citizen.

Motion by Judge Biscoe and seconded by Commissioner Baxter as to Kollmeyer, the Motion is that we advise the City that the County has formally taken a position that Kollmeyer is a County Road, and that it is further Travis County’s Policy for public roads not be gated pursuant to the law.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Motion by Judge Biscoe and seconded by Commissioner Gómez on Item 12.B, for the Court to indicate to them that the County is unwilling to condemn any of the City land in this area to provide a necessary road because we are partner to the BCP, and because of a historic reluctance to do so.

A Restatement of the previous Motion was made by Judge Biscoe to say basically, the options that you have presented along with a request for Travis County to condemn the City easements of right of way or what have you, we basically are deciding that you cannot depend on the County to do that.

A Clarification of the previous Motion was made by Commissioner Sonleitner that it would still leave open the possibility that they can still try and work within the easements that they have got, and whether they can make those easements work with our Travis County Green Book, and any other thing related to getting through the City of Austin process.

ITEM 12 CONTINUED

A Substitute Motion was made by Commissioner Baxter that Item 12.B be postponed on any decision until we have a plat submitted by both parties that would help determine what the traffic needs would be in deciding which traffic would go to Pecan and Murfin and which would go to Kollmeyer.

Clerk’s Note: The Substitute Motion died for lack of a Second.

A Substitute Motion was made by Commissioner Baxter to postpone Item 12.B for at least one week in order to get more information from Lake Austin West L.P.

Clerk’s Note: The Substitute Motion died for lack of a Second.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

HEALTH AND HUMAN SERVICES ITEMS

- 13. CONSIDER PROFESSIONAL SERVICES CONTRACT WITH THE OSBORNE GROUP FOR TECHNICAL ASSISTANCE TO DEVELOP A HEALTH CARE INTERLOCAL WITH THE VETERANS ADMINISTRATION, AND TAKE APPROPRIATE ACTION. (10:19 AM)**

Members of the Court heard from: Stephen Williams, Executive Manager, Travis County Health, Human Services and Veterans’ Services (TCHHS&VS); Mary Etta Gerhardt, Assistant County Attorney; and Frank Holder, Assistant Purchasing Agent.

Motion by Judge Biscoe and seconded by Commissioner Gómez to authorize the County Judge to sign this contract after it has been presented to the Auditor, Purchasing, and PBO, providing that no significant changes are made, and incorporating the changes we made on the dais today.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Item 13 to be reposted on February 13, 2001.

- 14. CONSIDER COMMISSIONERS COURT APPOINTMENTS TO THE FEDERALLY QUALIFIED HEALTH CENTERS (FQHC), AND TAKE APPROPRIATE ACTION. (2:46 PM)**

Members of the Court heard from: Stephen Williams, Executive Manager, TCHHS&VS.

Discussion Only.

- 15. CONSIDER STATUS OF CAPITAL IDEA WORKFORCE DEVELOPMENT PROJECT, INCLUDING CONTRACT ISSUES, OUTSTANDING INVOICES AND ANY RELATED ISSUES, AND TAKE APPROPRIATE ACTION. (9:15 AM) (10:32 AM) (2:46 PM)**

Members of the Court heard from: Stephen Williams, Executive Manager, TCHHS&VS; Arlene Tillman, Director, Administrative Services, TCHHS; Mary Etta Gerhardt, Assistant County Attorney; Susan Spataro, Travis County Auditor; David Lurie, Director, Austin-Travis County Health and Human Services (A-TCHHS); Erick Akins, Contract Manager, A-TCHHS; Stephen Jacobs, Executive Director, Capital Idea.

Discussion Only.

Item 15 to be reposted on February 13, 2001.

ADMINISTRATIVE OPERATIONS ITEMS

16. DISCUSS ICE BATS CONTRACT AND RELATED MATTERS: (11:53 AM)

A. DISCUSS AND APPROVE EXTENSION OF OPTION TO LICENSE THE LUEDECKE ARENA AND SKYLINE CLUB AT THE TRAVIS COUNTY EXPOSITION CENTER TO K & J ICE LTD. FOR A TERM OF THREE (3) YEARS WITH TWO (2) ONE-YEAR OPTIONS TO EXTEND

B. DISCUSS AND APPROVE AMENDMENT TO CONCESSION CONTRACT AT TRAVIS COUNTY EXPOSITION CENTER BETWEEN TRAVIS COUNTY AND AUS-TEX CONCESSION, INC.

Clerk’s Note: Items 16.A and B are associated with one another and were called for concurrent discussion.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Items 16.A and B, the license extension, and also the amendment to the concession contract to fund A.

Motion carried:	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	absent
	Precinct 2, Commissioner Karen Sonleitner	yes
	Precinct 3, Commissioner Todd Baxter	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

17. APPROVE PERSONNEL AMENDMENTS. (9:40 AM)

Item 17 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

PLANNING AND BUDGET DEPT. ITEMS

- 18. TAKE UP AT 1:45 RECEIVE STATUS REPORT AND BRIEFING FROM DMG/MAXIMUS ON EFFORTS TO SECURE REIMBURSEMENT FROM FEDERAL AND STATE FUNDS FOR LOCAL EXPENDITURES. (9:16 AM) (2:47 PM)**

Members of the Court heard from: Christian Smith, Executive Manager, Planning and Budget Office (PBO); and Joe Borgo, Project Manager, DMG Maximus.

Discussion Only.

- 19. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSION TO CONTINUE: (9:40 AM)**
- A. APPROVE GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR CONTINUATION GRANT FOR THE DOMESTIC VIOLENCE UNIT IN THE SHERIFF'S OFFICE.**
- B. APPROVE GRANT CONTRACT WITH THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR 2001 FAMILY VIOLENCE PROTECTION TEAM INTERIM FUNDING IN THE SHERIFF'S OFFICE AND COUNTY ATTORNEY'S OFFICE.**

Items 19.A and B added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 20. A. RECEIVE STATUS REPORT ON THE RECRUITMENT PROGRAM AND TAKE APPROPRIATE ACTION. (9:15 AM) (3:13 PM)**
- B. APPROVE COUNTYWIDE EXIT INTERVIEW PROCESS AND TAKE APPROPRIATE ACTION.**

Clerk’s Note: Items 20.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, HRMD; Harve Franklin, HRMD; Alana Holmes, Manager, Staffing, Training, and Employee Relations, HRMD; Norman McRee, Budget/Process Improvement Analyst, HRMD; and David Escamilla, First Assistant County Attorney.

Discussion Only.

Item 20.B to be reposted on February 13, 2001.

- 21. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (4:07 PM)**

Members of the Court heard from: Leroy Nellis, Budget Manager, PBO; and Dan Mansour, Risk Manager, HRMD.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the Budget Amendments and Transfers, which includes all of the discussion item transfers.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

PURCHASING DEPARTMENT ITEMS

- 22.** APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO.1) AND ADD ADDITIONAL LINE ITEMS TO THE FOLLOWING CONTRACTS FOR SOLID WASTE DISPOSAL TO THE FOLLOWING; CONTRACTS APPROVED ON 3/28/00. (9:40 AM)
- A.** CONTRACT NO. 00T0185-LD, WASTE MANAGEMENT; AND
 - B.** CONTRACT NO. 00T0186-LD, TEXAS DISPOSAL SYSTEMS.

Items 22.A and B added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 23.** APPROVE 12-MONTH EXTENSIONS FOR HEAVY DUTY ROAD MACHINERY OEM PARTS/ MAINTENANCE ON THE FOLLOWING CONTRACTS APPROVED ON 3/9/99: (9:40 AM)
- A.** CONTRACT NO. 99T0099-MG (MOD. #2), ROMCO EQUIPMENT;
 - B.** CONTRACT NO. 99T0100-MG (MOD. #2), VERMEER EQUIPMENT OF TEXAS;
 - C.** CONTRACT NO. 99T0101-MG (MOD. #2), WATSON DISTRIBUTING COMPANY, INC.;
 - D.** CONTRACT NO. 99T0102-MG (MOD. #2), LONGHORN INTERNATIONAL;
 - E.** CONTRACT NO. 99T0103-MG (MOD. #3), LACAL EQUIPMENT COMPANY;
 - F.** CONTRACT NO. 99T0104-MG (MOD. #2), CLOSNER EQUIPMENT CO., INC; AND
 - G.** CONTRACT NO. 99T0105-MG (MOD. #3), ANDERSON MACHINERY COMPANY.

Items 23.A - G added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 24.** APPROVE A SIX (6)-MONTH EXTENSION (MODIFICATION NO.1) TO CONTRACT NO. 00T0367-RG, IBM, FOR FILE SERVERS; CONTRACT APPROVED ON 9/19/00. (9:40 AM)

Item 24 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 25.** APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO.2) FOR HEAVY DUTY ROAD MACHINERY OEM PARTS/ MAINTENANCE TO THE FOLLOWING; CONTRACTS APPROVED ON 3/16/99. (9:40 AM)

- A.** CONTRACT NO. 99T0106-MG, COOPER EQUIPMENT COMPANY; AND
B. CONTRACT NO. 99T0107-MG, MAGNUM CUSTOM TRAILER.

Items 25.A and B added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 26.** APPROVE CONTRACT AWARD FOR NEWSPAPER ADVERTISING, IFB #B010021-MP, TO THE ONLY QUALIFIED BIDDER, AUSTIN AMERICAN STATESMAN. (9:40 AM)

Item 26 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 27.** APPROVE PROFESSIONAL SERVICES AGREEMENT, PS010034-LB WITH STAFF SEARCH, INC. FOR THE PROVISION OF TEMPORARY PROFESSIONAL MEDICAL SERVICES (NURSES, NURSE ASSISTANTS, CERTIFIED MEDICATION AIDE, PHYSICAL THERAPIST) FOR THE TRAVIS COUNTY SHERIFF'S OFFICE INMATE SERVICES PROGRAM. (9:40 AM)

Item 27 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 28.** APPROVE CONTRACT AWARD TO CACTUS CONCRETE, INC., IFB #B990723-JJ, THE LOW BIDDER FOR CONSTRUCTION OF SPRINKLE ROAD BRIDGE #103 REPLACEMENT PROJECT. (9:40 AM)

Item 28 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 29.** APPROVE ASSIGNMENT OF CONTRACT NO. 98T0154-RV, WATER TREATMENT SERVICES (MODIFICATION NO. 4) FROM NALCO CHEMICAL COMPANY TO NALCO DIVERSIFIED TECHNOLOGIES, INC. (9:40 AM)

Item 29 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 30. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION ON THE PROVISION OF THIRD PARTY ADMINISTRATION AND MEDICAL AUDIT SERVICES, RFS S01001-7-OJ. (4:09 PM)**

Members of the Court heard from: Frank Holder, Assistant Purchasing Agent; and Dan Mansour, Risk Manager, HRMD.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Staff recommendation.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

OTHER ITEMS

- 31. TAKE UP AT 1:30 P.M. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (2:46 PM)**

No action necessary on Item 31.

- 32. APPROVE INTERAGENCY AGREEMENTS FOR THE CAPITAL AREA NARCOTICS TASK FORCE FOR GRANT YEAR JUNE 1, 2001 MAY 31, 2002. (9:40 AM)**

Item 32 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 33. APPROVE AMENDMENT NUMBER TWO TO THE INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN FOR A NEIGHBORHOOD DISTRICT ATTORNEY FOR THE NORTHEAST WEED AND SEED INITIATIVE. (9:40 AM)**

Item 33 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 34. APPROVE REQUEST TO APPOINT NEW REPRESENTATIVE (VOTING MEMBER) TO THE TRAVIS CENTRAL APPRAISAL BOARD FOR TAX YEAR 2001. (9:44 AM)**

Discussion Only.

Item 34 to be reposted on February 13, 2001.

- 35. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:40 AM) (2:42 PM)**

Item 35 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to reconsider Item 35.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Motion by Judge Biscoe and seconded by Commissioner Gómez to amend Item 35. I move that part of this Motion be to indicate the Commissioners’ Court’s position that the money budgeted for 2001, and approximately ½ a million dollars, is available to pay these invoices; and to indicate to Capital Idea that this would involve the County money only, and not the City of Austin money, but that will bring us to a total of \$113,536.25, including the late penalty for October, but not November and December; and part of this Motion is to include that the ½ million dollars budgeted for 2001 be used for the October, November, and December invoices and the rest of the year.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

**36. MAKE APPOINTMENTS TO THE FOLLOWING CAPCO COMMITTEES:
(4:15 PM)**

- A. LAW ENFORCEMENT EDUCATION COMMITTEE; AND**
- B. GEOGRAPHIC INFORMATION SYSTEMS PLANNING COMMITTEE (GISPC).**

Clerk’s Note: Items 36.A and B are associated with one another and were called for concurrent discussion.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve John S. Wilson as the Travis County representative on the GIS Committee.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

**37. DISCUSS LEGISLATIVE ISSUES, AND TAKE APPROPRIATE ACTION.
(9:17 AM) (1:39 PM)**

Members of the Court heard from: Judge David Phillips, County Court at Law #1; Judge Orlanda Naranjo, County Court at Law #2; Bob Kamm, Legislative Consultant; Chris Shields, Legislative Consultant; Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); Tris Casteñeda, Legislative Consultant; and Susan Spataro, Travis County Auditor.

Motion by Commissioner Sonleitner and seconded by Judge Biscoe for the County Auditor to draft a letter for the County Judge’s signature to Senator Lucio, the author of Senate Bill 357, that the County has substantive concerns about this legislation.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Item 37 to be reposted on February 16, 2001.

EXECUTIVE SESSION ITEMS

Note 1 – Gov't Code Ann 551.071, Consultation with Attorney

Note 2 – Gov't Code Ann 551.072, Real Property

Note 3 – Gov't Code Ann 551.074, Personnel Matters

Note 4 – Gov't Code Ann 551.076, Security

- 38. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CONTRACTS WITH FLUOR DANIEL, INC., M.W. BUILDERS, GRAEBER, SIMMONS & COWAN AND OTHER CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹ (4:18 PM) (5:51 PM)**
- B. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹**
- C. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING FLUOR DANIEL, INC. V. TRAVIS COUNTY, TEXAS; CIVIL ACTION NO. A 00CA021SS; IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS, AUSTIN DIVISION. ¹**

Judge Biscoe announced that Items 38.A – C would be considered in Executive Session.

No action required on Items 38.A – C.

Items 38.A – C to be reposted on February 13, 2001.

- 39. APPROVE PROFESSIONAL SERVICES AGREEMENT WITH CARTER DESIGN ASSOCIATES FOR CONSTRUCTION ADMINISTRATION SERVICES FOR THE N.L. GAULT BUILDING. ¹ (4:18 PM) (5:51 PM)**

Judge Biscoe announced that Item 39 would be considered in Executive Session.

No action required on Item 39.

Item 39 to be reposted on February 13, 2001.

- 40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER OFFER REGARDING PROJECT #97B06-21-3CA, STATE HIGHWAY 45 SOUTH; PARCEL NO. 8; DENISE P. TOMLINSON, AND TRAVIS COUNTY TEXAS. (CONDEMNATION) ¹ (4:18 PM) (5:52 PM)

Judge Biscoe announced that Item 40 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Baxter to reject the offer to settle and that we counter-offer to settle in the amount of \$272,000.00 with the understanding that we will authorize Ms. Tomlinson to remain on the property for 6 months, subject to TXDOT having the right to enter to do whatever roadway preparation work they need to do.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 41. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN KENJURA TILE V. TRAVIS COUNTY. (GIESELMAN) ¹ (4:18 PM) (5:53 PM)

Judge Biscoe announced that Item 41 would be considered in Executive Session.

Item 41 postponed until February 13, 2001.

- 42. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER A SETTLEMENT OFFER IN TRAVIS COUNTY, TEXAS V. CLARK FAMILY PARTNERSHIP, LTD.; PROJECT NO. 97B01-10-4DA, PARCEL #1DE; THORNBERRY LOW WATER (CARSON CREEK); (OWNER – CLARK FAMILY PARTNERSHIP, LTD. – CONDEMNATION CASE). ^{1 AND 2} (4:18 PM)

Item 42 pulled from the Agenda.

- 43.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN TIMOTHY BRUNER V. TRAVIS COUNTY ET AL. (BRUNER; WILLIAMS, S; CIVIL RIGHTS) ¹ (4:18 PM) (5:53 PM)

Judge Biscoe announced that Item 39 would be considered in Executive Session.

Item 43 postponed until February 13, 2001.

- 44.** RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING CLAIM FROM CNA FOR PAYMENT OF INVOICES. (4:18 PM)

No action necessary on Item 44.

THE FOLLOWING ITEM IS AN ADDENDUM:

- A1.** CONSIDER A PLAT FOR RECORDING IN PRECINCT FOUR – THE WATER AT BLUFF CREEK – (SHORTFORM – FISCAL WITH COA – 2 LOTS – 32.788 ACRES – IH 35 SOUTH – CITY OF AUSTIN ETJ), AND TAKE APPROPRIATE ACTION. (9:40 AM)

Item A1 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

ADJOURNMENT

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to adjourn the Voting Session. (5:53 PM)

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge